

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

ZAIDA HICKS *et al.*, individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

L'ORÉAL USA, INC.,

Defendant.

Case No. 1:22-cv-01989-JPC

MOTION TO DISMISS CASE

PLEASE TAKE NOTICE that defendant L'Oréal USA, Inc., hereby moves to dismiss this case (1) pursuant to Rule 12(b)(1) of the Federal Rules of Civil Procedure for lack of subject matter jurisdiction and (2) pursuant to Rule 12(b)(6) on grounds that the first amended complaint fails to plead a claim upon which relief can be granted.

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Dated: October 7, 2022

Respectfully submitted,

s/ Justin D. Lewis

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